

Amendment to the Drawing:

The attached sheet of drawing includes changes to Fig. 2. In particular, descriptive labels have been provided for the items numbered 12, 14, 40 and 86. This sheet, which includes Fig. 2, replaces the original sheet including Fig. 2.

Attachment: Replacement sheet.

Remarks/Arguments

The allowance of claims 10 and 11 is acknowledged with appreciation.

Responsive to the drawing matter raised in paragraph 2 of the Office Action, Fig. 2 has been amended to provide descriptive labels for the items numbered 12, 14, 40 and 86. A replacement sheet containing Fig. 2 is enclosed. The remaining items listed in paragraph 2 of the Office Action are not boxes. In particular, item 46 is a USB connection, items 50, 52 and 54 are LED indicators, item 60 is an arrow showing direction of movement of scanner 12 into an out of docking station 14, items 62 and 64 are electrical contacts, item 66 is a battery, item 72 is a cable, there is no item 74 in Fig. 2, items 80, 82 and 84 are electrical lines, and item 88 is a cable. It is believed that these items are represented in the drawing and described in the specification in a manner providing a proper understanding of the invention.

The specification has been amended to correct the typographical error noted in paragraph 3 of the Office Action. Independent claim 1 has been amended in a manner believed to overcome the informality noted in paragraph 5 of the Office Action.

Reconsideration of the rejections of claims 1-4 and 7 under 35 USC 102 based on McClurg et al, of claim 8 under 35 USC 103 based on McClurg et al, of claim 5 under 35 USC 103 based on McClurg et al in view of Schneider et al, of claim 6 under 35 USC 103 based on McClurg et al in view of Nenkermans et al and


of claim 9 under 35 USC 103 based on McClurg et al in view of Fishbine et al is respectfully requested for the following reasons. Independent claim 1 has been amended in a manner believed to patentably distinguish over the principal reference, McClurg et al, and the secondary references. In particular, claim 1 has been amended to call for the computer and docking station being operatively connected so that diagnostic routines are provided by the computer for operation on the scanner while in the docking station and the scanner being automatically disabled and an indication being provided in response to detection of a problem. Support for this amendment is found, for example, on page 6, lines 14-19 of the instant application. The foregoing subject matter is not disclosed in McClurg et al. Contrary to the Examiner's comments on page 5 of the Office Action, there is no disclosure in McClurg et al relating to the computer, docking station and connection therebetween which teaches or suggests the foregoing subject matter included in amended claim 1. Likewise, there is no disclosure, teaching or suggestion of this subject matter in the other references applied by the Examiner.

In view of the foregoing, claims 1 and 4-9 as amended are believed to patentably distinguish over McClurg et al, Schneider et al, Neukermans et al and Fishbine et al within the meaning of 35 USC 102 and 35 USC 103.

New claim 12 is added to provide another independent claim drafted in a manner believed to patentably distinguish over the references of record. Favorable action on new claim 12 is respectfully requested.

Favorable action on this application is respectfully requested.

Respectfully submitted,

By:   
Martin G. Linihan  
Reg. No. 24,926

Hodgson Russ LLP  
One M&T Plaza, Suite 2000  
Buffalo, New York 14203  
Telephone: 716-848-1367  
Dated: May 1, 2006